



Request for City Council Committee Action from the Department of Community Planning & Economic Development

Date: February 27, 2014

To: Council Member Lisa Bender, Chair, Zoning & Planning Committee and Members of the Committee

Referral to: Zoning & Planning Committee

Subject: Appeal of the decision of the Heritage Preservation Commission decision to approve a Certificate of Appropriateness application to allow ground level mechanical equipment additions for the property located at 110 Bank Street in the Saint Anthony Falls Historic District.

Recommendation: The following action was taken by the Heritage Preservation Commission on January 7, 2014 (BZH-28023):

A. Miller Dunwiddie Architecture, on behalf of La Rive Condominium Association, has applied for a Certificate of Appropriateness application to allow ground level mechanical equipment additions for the property located at 110 Bank St in the Saint Anthony Falls Historic District.

Action: The Heritage Preservation Commission adopted the findings and **approved** the Certificate of Appropriateness to allow a ground level mechanical equipment addition located at 110 Bank Street, subject to the following conditions:

1. By ordinance, approvals are valid for a period of two years from the date of the decision unless required permits are obtained and the action approval is substantially begun and proceeds in a continuous basis toward completion. Upon written request and for good cause, the planning director may grant up to a one year extension if the request is made in writing no later than January 7, 2016.
2. By ordinance, all approvals granted in this Certificate of Appropriateness shall remain in effect as long as all of the conditions and guarantees of such approvals are observed. Failure to comply with such conditions and guarantees shall constitute a violation of this Certificate of Appropriateness and may result in termination of the approval.
3. Department of Community Planning and Economic Development staff shall review and approve the final plans and elevations prior to building permit issuance.

Aye: Bengtson, Faucher, Haecker, Hartnett, Lackovic, L. Mack, R. Mack, Stade, Vork

Nay: Hunter Weir

Motion Passed

Ward: 3

Prepared by: Janelle Widmeier, Senior City Planner (612-673-3156) Approved by: Hilary Dvorak, Principal City Planner (612-673-2639) Presenters in Committee: Janelle Widmeier, Senior City Planner
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Financial Impact

- No financial impact

Community Impact

- Neighborhood Notification: The Nicollet Island—East Bank Neighborhood Association was notified of the application.
- City Goals: See staff report
- Comprehensive Plan: See staff report
- Zoning Code: See staff report
- End of 60/120-day decision period: The 60-day decision period expired on January 19, 2014, without an extension by staff.

Supporting Information

On January 17, 2014, Lee Sheehy filed an appeal of the decision of the Heritage Preservation Commission to approve a Certificate of Appropriateness application to allow ground level mechanical equipment additions for the property located at 110 Bank Street in the Saint Anthony Falls Historic District. However, the 60-day decision period expired on January 19, 2014, without an extension by staff. The Certificate of Appropriateness is automatically approved by operation of law and the appeal is moot.